GOVERNMENT OF INDIA
LABOUR
LOK SABHA

UNSTARRED QUESTION NO:86
ANSWERED ON:23.07.2001
FACILITIES UNDER INDUSTRIAL DISPUTES ACT, 1947
BALIRAM

Will the Minister of LABOUR be pleased to state:

(a) the details of the various facilities available to the staff unions under the Industrial Disputes Act, 1947;

(b) the proportion in which the working office bearers of the Union are provided facilities;

(c) whether the working office bearers of the unions of the Mahanagar Telephone Nigam Ltd. in Delhi and Mumbai are being provided facilities in violation of the rule; and

(d) if so, the details thereof and the reasons therefor?

Answer

MINISTER OF STATE FOR LABOUR AND EMPLOYMENT (SHRI MUNI LALL)

(a): Under Section 33(3) of the Industrial Disputes Act, 1947, no employer shall duringthe pendency of any proceedings in respect of an industrial dispute, take any action against any protected workman concerned in the dispute-

(i) by altering, to the prejudice of such protected workmen, the conditions of service applicable to him immediately before the commencement of such proceedings; or

(ii) by discharging or punishing, whether by dismissal or otherwise, such protected workman, save with the express permission in writing of the authority before which the proceeding is pending.

For the purpose of this sub-section, a `protected workman` in relation to an establishment, means a workman who, being (a member o f the executive or other office-bearer) of a registered trade union connected with the establishment i s recognised as such, in accordance with rules made in this behalf.

(b) to (d): Information is being collected and will be placed on the table of the House.